

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

EFRAIN RODRIGUEZ OSORIO * CASE NO. 12-00493-MCF
LILLIAM CUMBA SANTANA *
DEBTOR(S) * CHAPTER 13

MOTION AND NOTICE OF FILING OF POST-CONFIRMATION
MODIFICATION OF CHAPTER 13 PLAN

TO THE HONORABLE COURT:

NOW COME, EFRAIN RODRIGUEZ OSORIO and LILLIAM CUMBA SANTANA, through the undersigned attorney, and very respectfully state and pray as follows:

1. Debtors are hereby submitting a Post-confirmation Modification of Chapter 13 Plan, dated July 24, 2012, herewith and attached to this motion.
2. This Post-confirmation Modification of Chapter 13 Plan is filed to provide for the secured creditor CRIM.

NOTICE

Within twenty one (21) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

I CERTIFY that on this same date a copy of this notice was sent by the Clerk of the Court using CM/ECF systems which will send notifications of such to the Chapter 13 Trustee; and also certify that I have mailed by United States Postal Service copy of this motion to the following non CM/ECF participants: debtors, Efrain Rodriguez Osorio and Lilliam Cumba Santana; and to all creditors and parties in interest in the present case.

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 24th day of July, 2012.

/s/ Roberto Figueroa Carrasquillo
ROBERTO FIGUEROA-CARRASQUILLO
USDC #203614
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IN RE:

RODRIGUEZ OSORIO, EFRAIN & CUMBA SANTANA, LILLIAM
 Debtor(s)

Case No. 12-00493-13

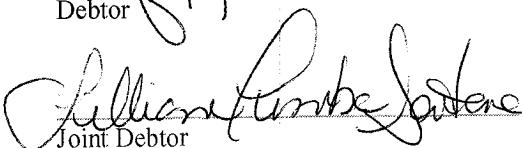
Chapter 13

CHAPTER 13 PAYMENT PLAN

- The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee directly by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
- The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: <u>7/24/2012</u> <input type="checkbox"/> PRE <input checked="" type="checkbox"/> POST-CONFIRMATION		<input type="checkbox"/> AMENDED PLAN DATED: _____ Filed by: <input type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other
I. PAYMENT PLAN SCHEDULE \$ <u>600.00</u> x <u>60</u> = \$ <u>36,000.00</u> \$ <u> </u> x <u> </u> = \$ <u> </u> \$ <u> </u> x <u> </u> = \$ <u> </u> \$ <u> </u> x <u> </u> = \$ <u> </u> TOTAL: \$ <u>36,000.00</u> Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from: <input type="checkbox"/> Sale of Property identified as follows: <input type="checkbox"/> Other: Periodic Payments to be made other than, and in addition to the above: \$ <u> </u> x <u> </u> = \$ <u> </u> PROPOSED BASE: \$ <u>36,000.00</u> III. ATTORNEY'S FEES (Treated as § 507 Priorities) Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ <u>2,881.00</u>		II. DISBURSEMENT SCHEDULE A. ADEQUATE PROTECTION PAYMENTS OR \$ _____ B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows: 1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS: Cr. <u>SCOTIABANK7904</u> Cr. _____ Cr. _____ # <u>1267904</u> # _____ # _____ \$ <u>24,614.59</u> \$ _____ \$ _____ 2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. <u>CRIM</u> Cr. _____ Cr. _____ # <u>225-065-174-05-001</u> # _____ # _____ \$ <u>2,662.34</u> \$ _____ \$ _____ 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: 5. <input type="checkbox"/> Other: 6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to: <u>SCOTIABANK7904</u> C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2) D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims. 1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____ Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. Unsecured Claims otherwise receive PRO-RATA disbursements. OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) Priority Claim no. 9 (Hacienda): \$1,498.68 Debtor(s) consents to the LIFT of STAY in favor of Scotiabank (account no. 2842) claim no. 4. *Trustee will not make any disbursements to creditor at Claim no. 4 (Scotiabank). * "Tax refunds will be devoted each year, as periodic payments, to the plan's funding until plan completion. The plan shall be deemed modified by such amount, without the need of further Court order. The debtor(s) shall seek court's authorization prior any use of funds." Late filed claims filed by creditors will receive no distribution. "Surrenders collateral": Shares/savings in any Cooperativa/Association/Bank. Debtor reserves the right to object claims after plan confirmation.

Signed: 
 Debtor


 Joint Debtor

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